COUNCIL BLUFFS

ADDITIONAL LOCAL NEWS

THE CITY STATESMEN.

They are Told that the Mayor's Bill is Illegal.

The Mayor Makes Some Sensational Proposals.

Other Business of the Council,

A meeting of the city council was held yesterday afternoon, at which the mayor bill to state their views in detail. and aldermen Mynster, McMahon, Siedentopf, James and Keating were pres-

A number of bills were presented and ordered paid.

dered paid. Various explanations were the appointment of police for approval. offered as to the feeling of citizens that The mayor explained that he did so as bills were being passed through the mill it was necessary to appoint specials.

The question of whether the city counand it was decided informally that the old rules should hold until new enes

It was decided to suspend the reading of the minutes until some future meeting. This action has been taken so often that there are now several hundred pages

watting approval. The following protest was filed:

To the honorable the city council of Council Bluffs, Iowa—The undersigned residents and taxpayers of the city of Council Bluffs, nowa—The undersigned ion has already been published in The Council Bluffs most earnestly protest against the payment out of the city treasury of any money, or the issuing of port that the Indian creek sewer bonds any warrants or orders of said city for purpose of compensating Mayor Vaughan for services alleged by him to where, of any bonds of the city for paying same and build the same. have been rendered said said city in the paving, sewerage, or any other purposes, Because said services were not renderby virtue of or under any contract with said city.

Because there can be no implied contract upon the part of said city to pay for such services.

Because the payment of such compen sation, either in money or by warrants of this city, will be illegal and unjustifiable art for damages on account of change of the city, will be illegal and unjustifiable are described by the street of the citim of J. T. Stew-street or the Citi and a gross misappropriation of the funds

of said city: D W Buchnell, E L Shugart, J J Miller, H H Metcalf, L C Baldwin, M F Rohrer, Henry Paschel, F J Day, J W Rodefer, John Hammer. H D Harle, J F Evans. J J Brown. James Patterson J Y Fuller. C B Jacquemin & Co, P H Wind, Peter C Miller, George Keeline,

J L Stewart. James Porterfield, Chas Baughn, J W Crossland, Ferd Wies, Keelins & Felt, F H Hill TJ Evans, L C Empkie,

N. M. Pusey, who had been employed by some of the signers to the above as attorney to represent their views, and by consent of the council he did so. presented simply the legal side of the case. He said he did not care to discuss the question as to the value of the services rendered by the mayor, or what would be a reasonable compensation for such services. The position taken by these property-owners represented by him was that the council had no legal right to pay him anything. His first po-sition was that it was W. R. Vaughan as mayor who was sent east to sell bonds, and not W. R Vaughan as an individual. He claimed that by the statutes Mayor Vaughan in taking the office entered into a contract to perform all the duties defined by statute and such other duties as were ordered by the council compatible with the duties of mayor. If the council Ben. Perley Poore, enlarged the duties of the mayor and he acquiesced, there was no just claim on Maury, two Whig representatives from his part for extra compensation for per-forming such duties. It mattered not behind the speaker's chair, just before warrant another. Mr. Pusey held that day morning, July 9, 1838. It grew out compensation for services, beyond the cess of compelling the attendance of contract was made previously. He read night. Mr. Maury was brought in by the opinions of Mayne & Hunter and the sergeant-st-arms, arraigned, and ex-City Attorney Holmes to the effect that cused on the payment of fees. He the city having employed him to do extra thought, however, that his colleague had tract under which he could claim com- hnd him, and they had some words, the law did not countenance such im- would have knocked Mr. Maury out of implied contracts between the city and one of the large windows, which opened one of its officials. He read in support to the floor, and which was then open, of this an opinion of Judge Dillon, to had he not, to make the blows mere ef-the effect that this compensation must be fectual, clutched his antagonist by the such cases, and no obligations on the his right fiet. Mr. Maury presented a a fixed salary, he must be content with was dragged from him, and his most in that, and if the council enlarges timate friends could not recognize his duties so that the salary seemed features, so blackened, bleeding and inadequate, he could resign, or if the research swollen. The difficulty was subsequentquest made by the council was not com- ly arranged without a resort to the code patible with the duties of mayor, he of honor. ceuld refuse to comply. Any other rule than that laid down would lead to much mischief. Every alderman would want Boston Globe. extra pay for some duty he might consider was beyond his ordinary duties as nance, law or definite contract made, eyes and howling dolefully. The request of the council for the mayor to go east and sell bonds became a part of his duties as mayor, to be performed for his salary, the moment that "Nothing, sir. I am a good little boy resolution passed. If he did not want and goes ter Sunday school, and the to perform this duty he had his remedy, but voluntarily complying with the re-

been postponed until attorneys holding different views could be present, but now that the argument was made he thought action on the bill should be deferred un-

and other attorneys. any three of the signers of the protest rink, m'dear, an' I ain't got over the would give the amount named in the bill motion yet. The'z all."

to the Home of the Friendless, or some other charitable institution, he would do the same. Or he would let the protesters select one attorney and he would se lect another, and leave the matter to Judge Dillon, or leave the matter to Judge Reed, Loofbourow and Lyman. If any of the protesters would run for mayor he would resign and run against him, and let the people say at the polls who was to be endorsed. He had looked up the records on some of these protests. He also informed Mr. Pasey that some of those who signed the protest had since signed a recommendation that the bill be paid. Among them were Henry Paschel and John Hammer. His recommenda-tion was algued by those paying paving taxes, whereas the protest was signed by many who did not pay any paving tax. He thought Col. Daily's suggestion was a wise one, and that opportunity be given for the attorneys who had endorsed his

Other business was then taken up. Petition for a lamp post on Scott street between Mills and the end of the street, presented and referred.

Notice was given that J. J. Hathaway had assigned the contract for filling por-Some little discussion was raised about tions of Eighth street to Henry Tiques.
The bond of J. J. Hathaway for \$1,the new order adopted by the mayor and auditor, that hereafter no bills shall be Alderman James called the mayor to paid until read in open council and or- account for not reporting to the council regards regular police, but occasionally

The mayor said that if written objections were put on file against any member cil had any rules or not was brought up, of the force, he would attend to them. force he would not vote to confirm. A warrant was ordered drawn on the

sewer fund in favor of the contractors. McAnley & Co., for \$15,000. The bill of Kline & Wooliver for filling Fifth avenue from Tenth street to the creek at 35 cents a cubic yard, was re-

ceived and the contract awarded them. The city attorney filed his opinion against the allowing of warrants to cover BEE. It was concurred in.

The city attorney also presented a rewere valid in his opinion. Referred to committee on sewerage.

The sewer committee was instructed to select some point in railroad addition for

of Reagan Bros. & McGorisk for \$27,000, or paving on Broadway. The city auditor was instructed to make temized report of all warrants drawn on

the paving fund, and amount paid in by property owners.

Col. Sapp appeared before the council in reference to the claim of J. T. Stewgrade on Main street. He wanted some definite action. The committee having it in hand were instructed to report at the next regular meeting.

The council then adjourned. COMMERCIAL, COUNCIL BLUFFS MARKET.

Wheat-No. 1 milling, 57; No. 2, 55; No. 3, 45. Corn—New, 21c. Oats—For local purposes, 23c. Hay—\$4 50@6 00 per ton; baled, 50@60.

Rye-35c. Corn Meal-1 30 per 100 pounds. Wood-Good supply; prices at yards, 6 00@ Coal-Delivered, hard, 9 50 per ton; soft 50 per ton Lard—Fairbank's, wholesaling at 9\cdot c, Flour—City flour, 1 50@2 90. Brooms—2 95@3 00 per doz,

LIVE STOCK. Cattle-Butcher cows 3 25@3 75, Butcher steers, 3 75@4 00.

PRODUCE AND PRUITS. Poultry-Live old hens, 2 50 per doz; dressed hickens, 8c; dressed turkeys, 124c; dressed lucks, 9@10c; dressed geese, 10@12c; spring chickens, per doz. 2 25. Butter Creamery, 25@28c; choice country

Eggs—22 per dozen. Vegetables—Potatoes, 30@40c per bushel; onions, 60c per bu; apples, choice cooking or eating, 2 50@3 00; beans, 1 00@1 50 per bushel; Sweet potatoes, 2c per lb.

Cider—32 gallon bbl., \$6.50, Oranges—6 50 per bbl. A Fight in the House.

William B, Campbell and Abraham P. that previous mayors had been paid for the final adjournment of the second sesitke services. One illegal act did not sion of the twenty-fifth congress, on Sunthe council could not give the mayor of the irritation consequent on the prolimit of his fixed salary, unless a special members at the session of the previous official dutier, there was an implied con- directed the sergeant-at-arms where to pensation. He admitted that this was which ended in blows. Mr. Campbell good law as between citizens, but that had the best of the encounter, and he by contract, ordinance or statute and hair with his left hand while he struck there could be ne implied contract in him in the face, blow after blow, with part of the city. In taking the office at pitiable spectacle when Mr. Campbell

Said Something Soft.

A small ragged urchin was observed by philanthropic old gentleman on Howalderman. There must be first an ordi- ard street grinding his knuckles into his 'What is the matter, my boy?'

"Feller pasted me in the snoot."
"What did you do to him?" "Nothing, sir. I am a good little boy teacher sez 'remember, boys, a soft answer turneth away wrath,' and when I quest, and performing the duty, he had stepped on the feller's corns, and he gets

cited numerous authorities. In closing "Bless my soull exclaimed the old he said that if the city council refuse to man, against, when suddenly abandoning "Bless my soull' exclaimed the old allow the mayor's bill the legality could his whimper, the urchtn cut a ceper on be tested by the mayor commencing suit | the pavement, put his fingers to his nose, against the city. On the other hand, if the council allowed the bill, the legality and darted swiftly down an alley,

He Wasn't Drunk "You're a pretty man, you are." "Wha'z matter, m'dear?"

"Ain't you ashamed to come reeling drunk?'
"W'y, blesh me, m'dear, d'you zink
I'm dr(hie)unk?' "Of course you're drunk you brute.

You can't walk a step without reeling all over the room. "Tha'z sho, m'dear, but I ain't drunk. Mayor Vaughan then offered that if Y'see I been down t' th' roller skatin' AN INGENIOUS TRAMP

Making Underelothing Out of Old Newspapers

ancaster Cor, Philadelphia Times, "Will you oblige me with some exhanges?" asked a seedy old tramp of one the Examiner editorial staff,

"Certainly, Jake," was the journalist's esponse, "I've done it lots of times beore, and I'll do ft again as often. But 've a favor to ask of you in return to-

lay."
"Name it, boss," returned Jake, who s one of the best known vagrants in the Susquehanna valley. "What do you do with these newspa-

ers? Read them?" "Gosh, no!" returned Jake, with an emphasis that savored of insulted dignity. 'I don't have time to read. Feel here,

said he, slapping his leg.

The journalist placed his hand on the spot indicated and felt several thicknesses of paper. "Them's my drawers," ex-plained Jake, as he turned up his pantaoons at the frayed bottom, displaying the paper that completely surrounded his pipe-stem limbs.

"I have been bumming from Cape May to the Allegharies for ten years," said he. "I play the banjo for money during the day and part of the night and then go to be don two barrels in a Duke street cellar. One barrel goes over my head and the other over my feet. You've from the post of the crib dead. The little one heard my banjo lots, but did you ever evidently tried to climb over the foot of the see it?" he asked, as he took the venerable instrument out of its well-worn in such a manner as to litterally hang the case of leather. "This banjo is made of three places; one part came from Atlantic City, another from a theatre in Philadelphia, and the third from an older instrument that belonged to me, and I myself made the instrument from these

"I never get sick and wouldn't trade places with any of your folks," said he, lancing out of the window, as if to include the entire vicinity. "I am as happy as anybody. Just here a policeman came in to have

chat with the editors, and Jake Parks, looking rather annoyed, witodrew, though the city official knew him too well to harm him. "Happy," said the policeman, looking

after the departed; "I should say so. He's got \$800 to his credit in one of these here banks.

WESTERN NEWS, DAROTA.

Rapid City expects a railroad inside of two The enrollment of the Mitchell city schools Clay county lost \$75,000 worth of hoge by

East Pierre wants a hide and fur purchasing stablishment located there. Hutchinson is claimed to be the best county

n the territory to pay taxes. The lumber is all on the ground for the new Methodist church structure at Grand View. the work on the Episcopal college at Sioux The flouring mill at Washburn is grinding

The Democrat is the name of a new paper ecently started at Valley City, Barnes Madison spent \$160,000 in new buildings

away night and day at an 8,000 bushel bin of

The Argus claims that the postoffice at Faro handles 6,742 letter day, and 2,828 packages, papers, etc.

ee whom the people want for the new democratic postmaster. Valley City is claimed to be the largest virtuary wheat market in north Dakota; 635. 000 bushels of this season's crop will

marketed there. In Spink county, recently, Mrs. J. S. Mills and her 3-year-old child were burned to death. She was trying out lard, which blazed up and communicated fire to her clothing and

Secretary Teller, the last of the territorial officials who clung to Yankton as the capital, is packing up his traps to move north. He will leave for Bismarck after Christmas, and will come back to Yankton as often as his duties will permit. His family will remain back

WYOMING.

The district court of the territory made a dean up last week and sent eight men to Jolie The Swan Land and Cattle Company is no

gotiating for the purchase of the Phillips anch on the Chug. Owing to the increase of crime and criminals the police of Cheyenne are raiding the lives of the town and jailing the inmates. A Cheyenne Romeo quarreled with his Ju-liette and attempted to kill her with a revol-

ver. The bullet shattered the Lincrusta covered wall. Burglars raided the sleeping room of G. [A. Searight in the later-Ocean hotel, Cheyenne, and secured a gold watch worth \$265 and \$110

in cash. The hanging of Cook at Laramie on the 12th makes the fourth legal execution that has taken place in Wyoming since its organization.

The three parties preceding him were John

The three parties pre

Boyer, hung in Cheyenne in 1872; Toussant Kensler, Cheyenne, 1874, and Leroy Donavan who was hung in Rawlins last winter. The Cheyenne Leader thus refers to Denver's latest venture: Whelan's aggregation of played out variety stars and awkward amateurs came to a dead stop at Rawlins. Mana-ger Whelan proceeded to indulge rather freely in the intoxicating bowl, and the other members of the troupe painted the town as red as their limited financial resources would allow.

Juan Benito Duran shot Mrs. Adella San chez at her residence near the corner of Eddy and Twentieth streets, in Cheyenne and then and Twentieth streets, in Cheyenne and then killed himself. It took four columns of the Cheyenne papers to detail the sensation and reach this conclusion: "It is palpable that Duran loyed Mrs. Sanchez. He had loved her long and desperately. He probably asked her to leave her husband and go with him and she refused him. Then he killed her and killed himself. The true secret, the true strength and the whole history of his affection for her will be buried with them. The grave will close a chapter of which none living may know the lines."

COLOBADO.

Highwaymen are unusually bold and num ous in Denver. The senatorial contest is waxing hot in the olumns of the newspapers. The coal miners of Baldwin and Crested

Butte are working full time. Marriages throughout the state are on th increase. Snow and cold weather produce peculiar matches.

It is reported that 100 car loads of coal per day is shipped into Co'orado from the Pleas-ant Valley mines in Utah. An additional force of fifty men were put to work at the

MONTANA. The Drum Lummon mine output is about

835,000 per week. Helena experienced a coal famine last week Hard coal sells for \$23 and soft \$9,50. An extensive vein of coal of good quality has been discovered near Sheridar A 16-ounce Cour d'Alene nugget worth 8275 has recently been received at Missoula

The Helena Herald is in favor of building a \$150,000 court house and city building con On account of the crowded condition of the penitentiary, about 50 Montana convicts are held in county jails.

The Helens Mining and Reduction Com-cany has shipped 650,000 pounds of base bul-ion in the past month,

A baid eagle measuring nine feet from tip to tip of wings and weighing about 10 pounds, was killed near Stoneville, Custer county, last

smucgler, was last week sentenced by Judge Wade to three months imprisonment in the

penitentiary, The territorial grand jury at Deer Lodge

has indicted a Chinese laundryman for maintaining a nuisance—his wash house in the thickly populated part of town. The output of the Helena Mining and Reduction Company's mines from January 1 to October 31, was 373 ounces of gold, 519 841 ounces of silver, and 5,917,979 pounds of lead, the total valuation being \$118,143.51.

A great many sheep are dying because of he lack of feed, says the Mendocino Dispatch and the outleok is anything but a promising one for a great many of our wool-growers. The Trethfall brothers, who farm 6,000 7,000 acres of land a few miles fram Oakdale, Stanislaus county, have had one man working for them for the past twenty-six years. They paid him off recently, and he received over \$10,000, A monster bog has been raised by Oscar

Cochard of Mendocino county. The animal is of the Poland-McGee breed, and weight 1,076 pounds, is 8 feet in length, girth near the shoulder 6 feet 10 inches is 4 feet high and but 2 years old. The owner will exhibit it at the world's fair. A weman living in the northern part of San

NEW MEXICO. The citizens of Santa Fe are working hard woolen mills. After the last pay day an unusually large number of soldiers deserted from Fort Bay-

Ground has been broken for the Sorocco water works. The reservoir was purchased from Pedro Simpson. Considerable discussion is now being held as to who will be the next territorial secretary. There are fully two dozen who are anxious to venture their honor for the position.

The Mormon boys have organized a demo-cratic club pledged against church rule and for freedom of action in politics. A windstorm blew a locomotive, tender and cars off the track near Wood's Cross re-

The Colorado coal miners' convention failed

to get the Utah miners to join their strike, and Utah will furnish coal to Colorado till the John M. Young has refused the right of way for a railroad on the Salt Lake city canal banks. It is supposed that he is working in the interest of the Chicago, Burlington &

Habit Makes the Horse.

Philadelphia Times. "'Member them two old bays I used to drive?" said Joe Troy, a car driver on the Fifth and Sixth streets line, last evening. "A cousin o' mine, a farmer, out beyond Tacony there, bought 'em off School teachers to the number of 2,011 are the comp'ny. I took a holiday about a seaching the youthful Dakota ideas to shoot. week ago, and me an my ole 'oman we Cold weather has retarded the progress of went to Tacony to spend the day at my cousin's farm. I asked how the team was gettin' on. He said they made him tired; he had all he knew to git 'em to go, and when they started he couldn't git 'em to stop. He was gettin' sick of 'em and thought he'd sell 'em again.

"'Let me have a try,' says I, cos, you know, bein' as I was accustomed to 'em, luring 1884, forty-three new structures being I thinks I may be able to find out what's the matter with 'em.

"Well, he hitched 'em to a plow an' I I gets behind 'em an' chirrups to 'em like special favor." ges, papers, etc.

Plankington proposes to hold an election to see when the proposes to hold an election to see when the proposes to hold an election to see when the proposes to hold an election to worth a cent. Well, I couldn't make it out, when a thought kinder strikes me

named fur me, you know. bicycle an' fixes it on to the handle of the Then I takes the strings again and rings the bell, shakes the reins, and of it. If you want to order state monu-

"'Gee up!'
"If you'd believe me, them two old stock at twenty-five cents on the dollar rascals pricks up their ears direkly an' in payment "without any more trouble than ask yer puts their shoulder to the collar and sets off. Then I pulls the bell again and

says: "And they stops as easy as if they was eack in the old car. Aleck I'm a genius. I don't know what he means by that, but I know he hain't had no more trouble with the old boys since."

Suddenly Acquired Wealth,

ittsburg Telegraph. During an excursion from this city, while at Claveland, the Kennard house was crowded, when a druggist appeared late at night at the hotel office and demanded a bed, The clerk replied that there were only two vacant beds in the of sorrow crossing his countenance. "If house, one wherein was quartered a Pitts-I had known that I would have whipped the scoundrel." other a Pittsburg evening newspapar man, who were with the excursion.

drunk, so you may take your choice as to which room you will sleep in." The druggist said that he would take his chances with the evening newspaper man, as they excelled the morning men in more ways than one, and he doubtless would be so drunk that he would lie quiet all night. He went to bed and Some ladies in the company telegraphed to was soon sound asleep. The journalist, Denver and obtained money enough to get however, awakened about 12 o'clock, and thinking it a long time between drinks, dressed himself unconsciously in the druggist's clothes and sallied out. Ever and anon he muttered, as he treated all

"To tell the truth, they are both pretty

present: "Funniest thing I ever heard of. When I went to bed last night I only had 25 cents to my name, and now I've got over a hundred dollars (showing corpulent roll of bills), and I'm bound to pend every cent of it before morning.

He had been Playing Foot ball. Hartford Post.

"My son, my son," exclaimed a good mother as she welcomed her stalwart pride home, "what is the matter? What has happened? Have you been run over by the cars!"

'No, mother, no, it is noth-" "There, it's dynamite, I know, or you youldn't have your face all patched-"It's nothing, nothing, mother."
"Fell down stairs and broke both legs.
Oh, those crutches—"
"No, I didn't fall down stairs; I—"

"Then you must have run against a amp post in the dark, or you wouldn't have your arm in a sling."
"Do keep quiet, Don't be alarmed.

nother, we won by two goals and three ouchdowns. "Well, I'm glad, it that's all; but why did they use you for the football?" A Distressing Accident, "Wife, did you bring your opera glas

with you! "Yes; but, plague it, I can't use it." 'Why not?'

SULLIVAN NOT IN GOOD HUMOR,

His Aversion to Being Interviewed Deprives an Anxious Public of the Champion's Ideas of Men and Things

NEW YORK, December 18 .- John L sullivan is not jubilant over his acquittal on the charge of attempting to annihilate Alf. Greenfield, of the Swan with Two Necks, Birmingham, England. Mr. Sullivan slept during the night at the Coleman house, and when seen this morning was in the humor which usually follows visitations to the dispensaries of copperdistilled sour mash.

"Good morning, Mr. Sullivan," the reporter in a timid manner. "Hello, what der yer want, I don't want ter be interviewed. Youse news-

paper fellars always give me ther odds, because yer have both ends and ther middle of ther game," said Sullivan. "Do you intend to go into training again?" "Naw-

"Is it probable that Mr. Greenfield and yourself will again demonstrate to the general public the difference between the styles of boxing representative of Britannia and Columbia's land?"

"Will you meet Paddy Ryan January 19th, as was agreed by Mr. Pat Sheedy and Mr. Jimmy Patterson!" "Didn't I tell yer I wouldn't be inter-

"Then I will say you will not meet Mr. lyan, late of Troy, but more recently of "Don't yer do nothing of the kind," "Will you emain in New York any length of time?"

"Naw. "Do you think of visiting the metroplis again shortly?" "Yes," and as the hero of Mississippi City, Madison Square Garden and the supreme court strode off he gave the reporter a look that completely knocked

The Cowboy on Roller-Skate, t. Paul Day.

him out,

"I am more used to riding horseback, and as soon as I straddled the layout was wishing I had a buck rein, because expected them to stiffen their knees and go to bucking, but they didn't. I walked them over to the other end of the corrall to gentle 'em a little, and directly they started on on an easy canter and were coming around back into the herd; and there was a dude there with a stiff hat who was trying to cut out a Polled Angus heifer in a blue dress, and I fouled, roped both my hind legs in a hoop-skirt, and it had me stretched out, ready for branding, quicker'n a spring calf can bawl with his mouth open and his lungs stretched. But I got up and got on again, and you ought to seen me exercise them vehicles! Of course, they'd buck, when I tried to hurry 'em, and they would rare up and fall back when I tried to stop 'em too quick; but I'll leave it to the boss herder of the the whole lot if I didn't gallop 'em round there for three or four hours and had 'em roll over and over with me, and didn't get me cif."

A Way to Get Even.

Wall Street News. He called at the headquarters of the company the other day, and said to the

president: "This slate and gravel company sold me \$10,000 worth of stock a year ago as a

"Yes, I believe such was the case." "I have paid out \$600 in assessments, and received no dividends." "Well?" "Well, its my turn to sak a special fa-

plied the president, after mature reflection; "but there is a way to help you out ments for your whole family, we will make the figure very low and take your

"Yes, the scoundrel,"

A Brave Man. Arkansaw Traveler. "Captain," said a gentleman, address ing a friend, "I see that Jim Bowles has been in town.

"After his malicious slander of you did not think that you would let him es-"Hang it, I was forced to keep out o his way. I was told that he was a des-

perate fellow. "Desperate fellow!" repeated the captain, contemptuously; why, he is the most consummate coward in the whole country.

What! you don't say so!" an expression

THE BRUNSWICK, BALKE, COL-



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YOUNG'S ART EMPORIUM!

THE CH EAPEST PLACE IN OMAHA TO BUY

"Aleck, where's little Joe's bicycle?"
Little Joe's the boy's name. He wur named fur me, you know.
"I goes in an' gets the bell off the bicycle an' fixes it on to the handle of the plied the president, after mature reflec-

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no right to come in afterwards and claim compensation on the ground of there being a complied contract. Mr. Pusey

could be tested by the tax payers com-mencing action. It mattered not how meritorious the claim might be, it should not be paid unless a legal claim. Col. Daily expressed himself as of the op nion that this discussion should have til an opportunity could be given him